

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

EMMA KOE, et al.,

Plaintiffs,

v.

RUSSEL CARLSON, et al.,

Defendants.

Civil Action No. 1:23-cv-02904-SEG

NOTICE OF SUBSTITUTION

Defendants notify the Court that on August 1, 2023, Russel Carlson became Commissioner for the Georgia Department of Community Health. *See* ECF 106. Caylee Noggle no longer serves in that position. Defendants also notify the Court that George Harrison has been added as a member of the Georgia Composite Medical Board. Under the Federal Rules of Civil Procedure, a public “officer’s successor is automatically substituted as a party” and “[l]ater proceedings should be in the substituted party’s name.” *See* Fed. R. Civ. Pro. 25(d). Defendants respectfully request that the Clerk’s office update the docket to reflect the caption included on this notice.

Respectfully submitted this 22nd day of August, 2023.

Christopher M. Carr

Attorney General

Georgia Bar No. 112505

Stephen J. Petrany

Solicitor General

Georgia Bar No. 718981

Ross W. Bergethon

Principal Deputy Solicitor General

Georgia Bar No. 054321

Georgia Department of Law

40 Capitol Square SW

Atlanta, Georgia, 30334

404-458-3408

spetrany@law.ga.gov

/s/ Jeffrey M. Harris

Jeffrey M. Harris*

Cameron T. Norris*

Tiffany H. Bates*

Consovoy McCarthy PLLC

1600 Wilson Blvd., Suite 700

Arlington, VA 22209

(703) 243-9423

jeff@consovoymccarthy.com

cam@consovoymccarthy.com

tiffany@consovoymccarthy.com

Patrick Strawbridge*

Consovoy McCarthy PLLC

Ten Post Office Square

8th Floor South PMB #706

Boston, MA 02109

(617) 227-0548

patrick@consovoymccarthy.com

**pro hac vice*

Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that, on August 22, 2023, I electronically filed the foregoing with the Court and served it on opposing counsel through the Court's CM/ECF system. All counsel of record are registered ECF users.

/s/ Jeffrey M. Harris